THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.23317 OF 2006

ORAL ORDER:

In response to the application made by the petitioner for renewal of his Passport, which was initially issued in the year 1993, the respondent by letter dated 28.5.1997 informed him that in the application for passport made in the year 1993 since it was mentioned that a criminal case was pending against him, a copy of the Judgment wherein he was acquitted from the criminal charge may be produced.

The petitioner claims that no such criminal proceedings were ever initiated against him and no such information was furnished in his previous application for passport as claimed by the respondent. Hence, this writ petition seeking a declaration that the action of the respondent in not renewing the Passport is arbitrary and illegal.

Having heard the learned counsel for both the parties and having regard to the nature of controversy involved, I am of the opinion that the petitioner ought to have approached the respondent bringing to his notice the correct facts and clarifying that no criminal case was registered against him as alleged in the letter dated 28.5.1997. Though it is stated that the petitioner made a representation, nothing has been placed before this Court to establish the same. Hence, I am not inclined to issue Mandamus as prayed.

Instead, I deem it appropriate to dispose the writ petition granting liberty to the petitioner to submit an appropriate reply to the respondent's letter dated 28.5.1997 within a period of two weeks from the date of receipt of a copy of this order. If any such reply is given by the petitioner, the respondent shall consider the same and pass appropriate orders in accordance with law, within a period of four weeks thereafter. No costs.

15th December, 2006. **(G. ROHINI, J.)**

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.23317 OF 2006

15th December, 2006.

Between:

Bhagvan Chunarmal Ramachandani. .. Petitioner.

And

Regional Passport Officer,
Station road, Secunderabad. .. Respondent.